

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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Randy L. Helland,

Civil No. 10-31 (RHK/RLE)

Plaintiff,

**ORDER**

vs.

St. Mary's Duluth Clinic Health System,

Defendant.

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Based upon the Report and Recommendation of United States Magistrate Judge Raymond L. Erickson, and no objections having been filed thereto, **IT IS ORDERED:**

1. The Report and Recommendation (Doc. No. 6) is **ADOPTED**;
2. The Clerk of Court shall not issue a Summons, nor deliver process to the United States Marshal for service upon the Defendant, until so directed by further Order of the Court; and
3. Plaintiff's application for in forma pauperis status (Doc. No. 2) is **DENIED**.

Dated: February 5, 2010

s/Richard H. Kyle  
RICHARD H. KYLE  
United States District Judge